BOEHM, KURTZ & LOWRY

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VIA OVERNIGHT MAIL

May 27, 2010

MAY 28 2010
PUBLIC SERVICE
COMMISSIONE

Mr. Jeff Derouen, Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602

Re: <u>Case No. 2010-00179</u>

Dear Mr. Derouen:

Please find enclosed the original and twelve (12) copies of the PETITION TO INTERVENE of GALLATIN STEEL filed in the above-referenced matter.

By copy of this letter, all parties listed on the attached Certificate of Service been served. Please place this document of file.

Very Truly Yours,

Michael L. Kurtz, Esq.

BOEHM, KURTZ & LOWRY

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MLKkew Attachment

cc:

Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by mailing a true and correct copy, by first-class postage prepaid mail, to all parties on the 27th day of May, 2010.

Mark Stallons President & CEO Owen Electric Cooperative, Inc. 8205 Highway 127 North P. O. Box 400 Owenton, KY 40359

James M. Crawford, Esq. Crawford & Baxter, P.S.C. P.O. Box 353 Carrollton KY 41008-0353

Michael L. Kurtz, Esq.

MAY 28 2010

PUBLIC SERVICE
COMMISSION

COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In The Matter Of: Notice of Intent to File for Pass-Through of Rate Increase Granted to East Kentucky

Power Cooperative, Inc.

: Case No. 2010-00179

PETITION TO INTERVENE OF GALLATIN STEEL COMPANY

Pursuant to K.R.S. §278.310 and 807 KAR 5:001 Section 3(8), Gallatin Steel Company ("Gallatin") requests that it be granted full intervenor status in the above-captioned proceeding and states in support thereof as follows:

- 1. Gallatin is the largest end use customer located in the Owen Electric Cooperative ("Owen") service territory. Owen is in turn provided with generation and transmission service by East Kentucky Power Cooperative, Inc. ("EKPC").
- 2. The matters being decided by the Commission in this case may have a significant impact on the rates paid by Gallatin for electricity. Electricity represents a significant cost of doing business for Gallatin. The attorneys for Gallatin authorized to represent them in this proceeding and to take service of all documents are:

Michael L. Kurtz, Esq. **BOEHM, KURTZ & LOWRY**

36 East Seventh Street, Suite 1510 Cincinnati, Ohio 45202

Ph: (513) 421-2255, Fax: (513) 421-2764

E-Mail: <u>mkurtz@bkllawfirm.com</u>

3. The position of Gallatin cannot be adequately represented by any existing party. Gallatin intends to play a constructive role in the Commission's decision making process herein and Gallatin's participation will not unduly prejudice any party.

WHEREFORE, Gallatin Steel Company requests that it be granted full intervenor status in the above captioned proceeding.

Respectfully submitted,

Michael L. Kurtz, Esq.

BOEHM, KURTZ & LOWRY

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Cincinnati, Ohio 45202

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COUNSEL FOR GALLATIN STEEL COMPANY